

WARRANT

SDNY / NYNY
08-CV-168
JONES

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

BROOKLYN COMMUNITY MANAGEMENT LLC,
et al.,

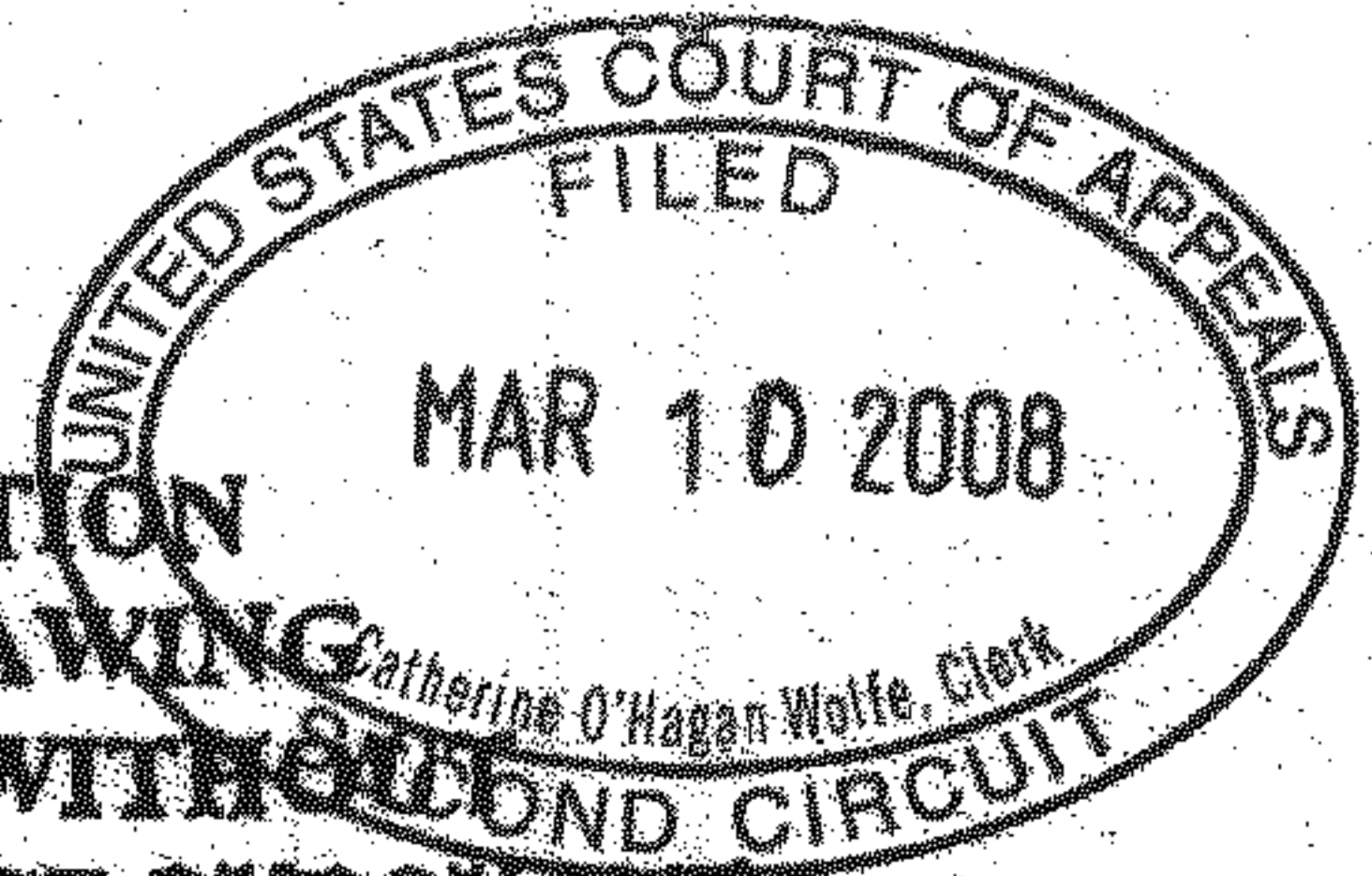
Plaintiffs-Appellants,

- against -

NEW YORK CITY DEPARTMENT OF EDUCATION, et
al.,

Defendants-Appellees.

08-0527-cv

STIPULATION
WITHDRAWING
APPEAL WITHOUT
PREJUDICE PURSUANT
TO F.R.A.P. 42(b)

The undersigned, counsel for the parties herein, hereby stipulate that the above-captioned appeal is hereby withdrawn without prejudice, without costs and without attorneys' fees, pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure.

Dated: New York, New York
March 6, 2008

WACHTEL & MASYS, LLP

By: Howard Kleinhendler
Howard Kleinhendler
110 East 59th Street
New York, New York 10022
(212) 909-9500
Attorneys for Plaintiffs-Appellants

NEW YORK CITY LAW DEPARTMENT

By: Susan Smollens
Susan Smollens
100 Church Street
New York, New York 10007
(212) 788-1263
Attorneys for Defendants-Appellees

NEW YORK STATE ATTORNEY GENERAL

By: Marion Buchbinder
Marion Buchbinder
120 Broadway
New York, New York 10271
(212) 416-8000
Attorneys for State Defendants

SO ORDERED:

FOR THE COURT
Catherine O'Hagan Wolfe, Clerk of Court
By: Stanley A. Bass
Stanley A. Bass, State Counsel

March 10, 2008

TRUE COPY
Catherine O'Hagan Wolfe, Clerk
by: Angela Martin

CERTIFIED:

MAR 13 2008